

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.) 3:15-CR-072-RCJ-(VPC)
)
 OLIVER NOLASCO-CRUZ,)
 a/k/a Miguel Partida-Cruz,)
)
 Defendant.)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that defendant OLIVER NOLASCO-CRUZ, a/k/a Miguel Partida-Cruz, pled guilty to Count One of a One-Count Superseding Information charging him with Conspiracy to Possess with Intent to Distribute at least 100 Grams of a Mixture and Substance Containing a Detectable Amount of Heroin in violation of Title 21, United States Code, Sections 841(a)(1) and 846. Change of Plea, ECF No. 76; Superseding Information, ECF No. 78; Plea Agreement, ECF No. 79.

This Court finds defendant OLIVER NOLASCO-CRUZ, a/k/a Miguel Partida-Cruz, agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Superseding Information. Change of Plea, ECF No. 76; Superseding Information, ECF No. 78; Plea Agreement, ECF No. 79.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture

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1 Allegation of the Superseding Information and the offense to which defendant OLIVER NOLASCO-
2 CRUZ, a/k/a Miguel Partida-Cruz, pled guilty.

3 The following asset is subject to forfeiture pursuant to Title 21, United States Code, Section
4 853(a)(1), (a)(2), and (p):

5 United States currency recovered in the custody and control of the defendant at the time of
6 his arrest on or about September 14, 2015, and from the premises located at 750
7 Arrowcreek Parkway #10204, Reno, Nevada, on or about September 14, 2015, totaling
8 approximately \$14,683
9 (all of which constitutes property).

10 This Court finds the United States of America is now entitled to, and should, reduce the
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
13 United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
15 OLIVER NOLASCO-CRUZ, a/k/a Miguel Partida-Cruz, in the aforementioned property is forfeited
16 and is vested in the United States of America and shall be safely held by the United States of America
17 until further order of the Court.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
19 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
20 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
21 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
22 name and contact information for the government attorney to be served with the petition, pursuant to
23 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
25 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
26 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the

petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's right, title, or interest in the forfeited property and any additional facts supporting the petitioner's petition and the relief sought.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South Virginia Street, 3rd Floor, Reno, NV 89501, no later than thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days after the first day of the publication on the official internet government forfeiture site, www.forfeiture.gov.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the following address at the time of filing:

Greg Addington
Assistant United States Attorney
100 West Liberty Street, Suite 600
Reno, NV 89501

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency following publication of notice of seizure and intent to administratively forfeit the above-described property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies of this Order to all counsel of record.

DATED this 5th day of April, 2016.


UNITED STATES DISTRICT JUDGE